Case <u>11-50</u>928-btb Doc 21 Entered 06/07/11 16:44:21 Page 1 of 3 1 2 3 4 **Entered on Docket** Brun 7. Breaks June 07, 2011 5 Hon. Bruce T. Beesley United States Bankruptcy Judge 7 8 PITE DUNCAN, LLP EDDIE R. JIMENEZ (NV Bar #10376) 9 MATTHEW M. MCARTHUR (NV Bar #11649) ACE VAN PATTEN (NV Bar #11731) 10 701 Bridger Avenue, Suite 700 Las Vegas, Nevada 89101 Telephone: (858) 750-7600 11 Facsimile: (619) 590-1385 12 E-mail: ecfnvb@piteduncan.com 13 **MAILING ADDRESS:** 4375 Jutland Drive, Suite 200 14 P.O. Box 17933 San Diego, California 92177-0933 15 Attorneys for Secured Creditor THE BANK OF NEW YORK MELLON, F/K/A THE BANK OF 16 NEW YORK, AS SUCCESSOR-IN-INTEREST TO JPMORGAN CHASE BANK, N.A., AS TRUSTEE FOR STRUCTURED ASSET MORTGAGE INVESTMENTS 17 II INC., BEAR STEARNS ALT-A TRUST, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2005-10 18 19 UNITED STATES BANKRUPTCY COURT 20 DISTRICT OF NEVADA Bankruptcy Case No. BK-N-11-50928-btb In re 21 Chapter 7 JUAN MANUEL TISCARENO, 22 THE BANK OF NEW YORK MELLON, F/K/A THE BANK OF NEW YORK, AS Debtor(s). 23 SUCCESSOR-IN-INTEREST TO 24 JPMORGAN CHASE BANK, N.A., AS TRUSTEE FOR STRUCTURED ASSET 25 MORTGAGE INVESTMENTS II INC., BEAR STEARNS ALT-A TRUST, 26 MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2005-10'S ORDER 27 TERMINATING AUTOMATIC STAY May 27, 2011 Date: 28 10:00 AM Time:

1 A hearing on Secured Creditor The Bank of New York Mellon, f/k/a The Bank of 2 New York, as successor-in-interest to JPMorgan Chase Bank, N.A., as Trustee for Structured 3 Asset Mortgage Investments II Inc., Bear Stearns ALT-A Trust, Mortgage Pass-Through 4 Certificates, Series 2005-10's Motion for Relief From the Automatic Stay came on regularly for 5 hearing in the United States Bankruptcy Court before the Honorable Bruce T. Beesley. The court having duly considered the papers and pleadings on file herein and 6 7 being fully advised thereon and finding cause therefor: 8 IT IS HEREBY ORDERED, ADJUDGED AND DECREED: 9 The automatic stay of 11 United States Code section 362 is hereby immediately 10 terminated as it applies to the enforcement by Movant of all of its rights in the real property 11 under the Note and Deed of Trust encumbering the real property commonly known as 946 La 12 Sierra Drive, Sparks, Nevada 89434 ("Real Property"), which is legally described as: 13 14 Lot 67 of Sierra Meadows Subdivision Unit No 5-A, according to the map thereof, filed in the office 15 of the County Recorder of Washoe County, State of Nevada on October 27, 1971, as Tract Map No 16 1259. 17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the 14-day 18 stay described by Bankruptcy Rule 4001(a)(3) is hereby waived; 19 20 APPROVED/DISAPPROVED APPROVED/DISAPPROVED 21 M. JEROME WRIGHT C GEOFFREY WILSON 22 DEBTOR(S) ATTORNEY **TRUSTEE** 23 24 /././ 25 /././ 26 /././ 27 /././ 28 /././

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1	In accordance with LR 9021, counsel submitting this document certifies that the order accurately
2	reflects the court's ruling and that (check one):
3	The court has waived the requirement set forth in LR 9021(b)(1).
4	No party appeared at the hearing or filed an objection to the motion.
5	I have delivered a copy of this proposed order to all counsel who appeared at the hearing,
6 7	and any unrepresented parties who appeared at the hearing, and each has approved or
8	disapproved the order, or failed to respond, as indicated below [list each party and whether the
9	party has approved, disapproved, or failed to respond to the document]:
10	Approved.
11	Disapproved.
12	Failed to respond.
13	
14	I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order
15	with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of
16	the order.
17 18	###
19	Submitted by:
20	/s/ MATTHEW M. MCARTHUR 4375 Jutland Drive, Suite 200
21	P.O. Box 17933 San Diego, CA 92177-0933
22	(858) 750-7600 NV Bar #11649
23	Attorney for THE BANK OF NEW YORK MELLON, F/K/A THE BANK OF NEW YORK, AS SUCCESSOR-IN-INTEREST TO JPMORGAN CHASE BANK, N.A., AS TRUSTEE FOR
24	STRUCTURED ASSET MORTGAGE INVESTMENTS II INC., BEAR STEARNS ALT-A TRUST, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2005-10
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